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**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ANDREW PERRONG, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

SPERIAN ENERGY CORP, a Nevada
corporation, and ENERGY GROUP
CONSULTANTS, INC., a Kansas
corporation,

Defendants.

TOMORROW ENERGY CORP fka
SPERIAN ENERGY CORP, a Nevada
corporation,

Cross-Claimant and Third-Party
Plaintiff,

v.

ENERGY GROUP CONSULTANTS, INC., a
Kansas corporation,

Cross-Defendant, and

ENERGY GROUP CONSULTANTS, LLC, an
Ohio limited liability company,

Third-Party Defendant.

Case No.: 2:19-cv-00115-RFB-GWF

**STIPULATION AND ORDER TO
MODIFY BRIEFING SCHEDULE ON
SPERIAN ENERGY CORP'S MOTION
TO STRIKE AFFIRMATIVE
DEFENSES**

(First Request)

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1 This Stipulation to Modify Briefing Schedule on Sperian Energy Corp.'s Motion to Strike
 2 Affirmative Defenses (ECF No. 47) ("Motion to Strike") is entered into as of the date below by and
 3 between Energy Group Consultants, Inc. and Energy Group Consultants, LLC (collectively, the
 4 "EGC Parties") and Cross-Claimant and Third-Party Plaintiff Tomorrow Energy Corp fka Sperian
 5 Energy Corp. (("Sperian") and together with EGC, the "Parties"). The Parties hereby stipulate to
 6 extend the deadline for the EGC Parties to respond to Motion, for two weeks, from July 2, 2019 to
 7 **July 16, 2019**. Sperian shall have an additional week to file its reply brief, making the reply brief
 8 due on July 30, 2019.

9 This is the Parties' first request to modify the briefing schedule on the Motion to Strike and
 10 is not intended to cause any delay or prejudice to any party. The reason for the extension is that
 11 the EGC Parties' counsel will be out of town on vacation and will give the EGC Parties time to
 12 evaluate and respond to the Motion to Strike. Sperian's counsel has prior commitments and is
 13 unavailable in the week following the proposed deadline for EGC's opposition, and is unable to
 14 accommodate the request for an extension by the EGC Parties' counsel without receiving a
 15 corresponding extension of time for Sperian's reply.

16 WHEREAS, the Parties stipulate and agree as follows:

17 The EGC Parties shall have until July 16, 2019 to respond to the Motion to Strike.

18 Sperian shall have until July 30, 2019 to file its reply in support of the Motion to Strike.

19 ///

20 ///

Dated: June 26, 2019

SNELL & WILMER L.L.P.

By: /s/ Blakeley E. Griffith
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*Attorneys for Defendant Energy Group
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Dated: June 26, 2019

BLANK ROME LLP

By: /s/ Harrison Brown
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*Attorneys for Defendant Tomorrow Energy
 Corp fka Sperian Energy Corp*

ORDER

IT IS HEREBY ORDERED that the deadline for Defendants Energy Group Consultants, Inc. and Energy Group Consultants, LLC (collectively, the “EGC Parties”) to respond to the Motion to Strike of Cross-Claimant and Third-Party Plaintiff Tomorrow Energy Corp fka Sperian Energy Corp. (“Sperian”) shall be July 16, 2019.

IT IS HEREBY ORDERED that Sperian shall have until July 30, 2019 to file its reply in support of the Motion to Strike.

DATED this 27th day of June 2019.



UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on June 26, 2019, I electronically filed the foregoing **STIPULATION AND ORDER TO MODIFY BRIEFING SCHEDULE ON SPERIAN ENERGY CORP'S MOTION TO STRIKE AFFIRMATIVE DEFENSES (First Request)** with the Clerk of Court for the U.S. District Court, District of Nevada by using the Court's CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

DATED this 26th day of June 2019.

/s/ Jeanne Forrest

An employee of SNELL & WILMER L.L.P.

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